



sector \$3

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**CERTIFICATE OF MAILING**

I hereby certify that this paper and the documents and/or fees referred to as attached therein are being deposited with the United States Postal Service on July 30, 2001 in an envelope as First Class Mail, addressed to: Assistant Commissioner for Patents, Washington, DC 20231.

Attorney Docket No.: OPTVP006

First Named Inventor: DUREAU, et al

Application No. 09/827,358

Pat Tate  
Pat Tate

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

☐ Duplicate for  
fee processing

Sir: This is a Response to Notice to File Missing Parts in a patent application in the name of inventors:

**VINCENT DUREAU  
DEBRA HENSGEN  
LUDOVIC PIERRE  
JEAN-RENE MENAND**

For: **GENERIC DATA PROCESSING ENGINE**

**Application Elements:**



**Declaration**



Newly executed (original or copy)



Copy from a prior application (37 CFR 1.63(d) for a continuation or divisional).

The entire disclosure of the prior application from which a copy of the declaration is herein supplied is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.



Deletion of inventors Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

**Accompanying Application Parts:**



Information Disclosure Statement with Form PTO-1449



Copies of IDS Citations



Preliminary Amendment (*New claims numbered after highest original claim in prior application.*)



Return Receipt Postcard



Verified Statement Claiming Small Entity Status filed in prior application. Status still proper and desired.



Other: Power of Attorney by Assignee, supporting documents

Atty. Docket No. OPTVP006

Page 1 of 2



☐ Cancel in this application original claims \_\_\_\_\_ of the prior application before calculating the filing fee. (*At least one original independent claim must be retained.*)

Fee Calculation (37 CFR § 1.16)

	(Col. 1) <u>NO. FILED</u>	(Col. 2) <u>NO. EXTRA</u>	<u>RATE</u>	<u>FEE</u>	<u>SMALL ENTITY</u>	<u>OR</u>	<u>LARGE ENTITY</u>
							<u>RATE</u> <u>FEE</u>
BASIC FEE				\$355	\$	OR	\$710 \$
TOTAL CLAIMS	_____ -20 = _____			x9	= \$	OR	x18 = \$
INDEP CLAIMS	_____ -03 = _____			x40	= \$	OR	x80 = \$
[ ] Multiple Dependent Claim Presented				\$130	= \$	OR	\$260 = \$
* If the difference in Col. 1 is less than zero, enter "0" in Col. 2.				Total	\$	OR	Total \$

☐ Applicants petition for a two (2) month extension of time to respond under 37 CFR § 1.136(a).

☒ Check No. 0303 in the amount of \$1,846.00 is enclosed.

General Authorizations

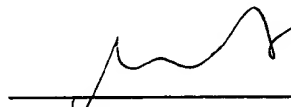
☒ Applicants hereby make and generally authorize any Petitions for Extensions of Time as may be needed for this or any subsequent filings. The Commissioner is also authorized to charge any extension fees under 37 CFR §1.17 as may be needed to Deposit Account No. 50-0685 (Order No. OPTVP006).

☒ The Commissioner is given general authorization to charge any fees or to credit any overpayment during the pendency of this application to Deposit Account No. 50-0685 (Order No. OPTVP006).

☒ Please send correspondence to the following address:

**Customer No. 21912**  
VAN PELT & YI LLP  
4906 El Camino Real, Suite 205  
Los Altos, CA 94022

Date: 7-27-01

  
\_\_\_\_\_  
Lee Van Pelt  
Reg. No. 38,352



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/827,358	04/05/2001	Vincent Dureau	OPTVP006

CONFIRMATION NO. 3917

21912  
RITTER VAN PELT & YI, L.L.P.  
4906 EL CAMINO REAL  
SUITE 205  
LOS ALTOS, CA 94022

## FORMALITIES LETTER



\*OC00000006247780\*

Date Mailed: 07/02/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/08/2001 SHINASS1 00000035 09827358

01 FC:101	710.00 OP
02 FC:103	846.00 OP
03 FC:102	160.00 OP
04 FC:105	130.00 OP

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$1006.
  - \$846 for 47 total claims over 20.
  - \$160 for 2 independent claims over 3 .
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1846.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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#3

July 12, 2001

To Whom It May Concern:

I am the duly appointed and acting General Counsel of OpenTV Corp. and have signing authority for all documents relating to Patents and IP Administration for OpenTV Corp. and its subsidiary OpenTV, Inc. as provided in the attached Board Resolution. This letter is being written to confirm that my delegates for purposes of Patents and Intellectual Property Administration for OpenTV, Inc. and OpenTV Corp. are Jan Steenkamp and Umesh Desai. This delegation is a continuing delegation that will continue until revoked by me, orally or in writing.



Jesse Berg



ASSISTANT SECRETARY'S CERTIFICATE

OPENTV CORP.

The undersigned, Matthew D. Disco, Assistant Secretary of OpenTV Corp., an international business company organized under the laws of the British Virgin Islands (the "Company"), hereby certifies that:

1. He is the duly appointed and acting Assistant Secretary of the Company.
2. Attached hereto as **Exhibit A** is a true and correct copy of certain resolutions duly adopted by the Board of Directors of the Company at a meeting held August 24, 2000 relating to matters of signing authority, which resolutions have not been altered, amended or repealed and are in full force and effect on the date hereof.

IN WITNESS WHEREOF, the undersigned has signed this certificate this 11th day of May, 2001.

OPENTV CORP.

Name: Matthew D. Disco  
Title: Assistant Secretary

## **EXHIBIT A**

**WHEREAS**, it has been proposed that the Board establish a matrix of signing authority relating to certain transactions, agreements and documents that may be entered into from time to time by the Company and its direct and indirect subsidiaries.

**RESOLVED**, that the Board hereby adopts the matrix of signing authority attached hereto as Exhibit 2 for use by the Company and its direct and indirect subsidiaries in connection with the conduct of their respective businesses.

**Exhibit 2**  
**Matrix of Signing Authority**

*[Initial Portion of Matrix Intentionally Omitted]*

**Intellectual Property  
Administration**

Documents Relating to the  
Acquisition, Disposition,  
Prosecution, Maintenance and  
Litigation of Patents,  
Trademarks, Trade Secrets and  
Copyrights on Behalf of  
OpenTV Corp. and its Direct  
and Indirect Subsidiaries

Chief Technology Officer, Chief Intellectual  
Property Officer, General Counsel, or delegate of  
any of the foregoing (V.P. or above or Associate  
General Counsel)